

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.12.2020

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THE HONOURABLE Mrs. JUSTICE PUSHPA SATHYANARAYANA

W.P.No.16544 of 2020

and

W.M.P.Nos.20527 and 20529 of 2020

K.A.Sadasivam

Proprietor,

M/s.Vijaya Shiva Mineral Aqua Farm,

No.26, Parayankattuvalasu,

Pasuvapatti Post,

Chennimalai Block,

Chennimalai, Perundurai Taluk,

Erode - 638 051

... Petitioner

Vs.

1. The State of Tamil Nadu
Rep. by its Secretary to Government,
Public Works Department,
Secretariat, Chennai.
2. The Chief Engineer, WRD,
State Surface Water Resources,
Data Centre, Public Works Department,
Taramani, Chennai - 600 113.
3. The District Level Monitoring Committee,
Rep. by its Chairman,
Collectorate, Erode - 638 011.
4. The District Collector,
Collectorate, Erode - 638 011,
Erode District.
5. The Assistant Director,
(Geology),
Ground Water Sub Division,
Erode - 638 002.
6. The Chairman,
Tamil Nadu Generation of Electricity
& Distribution Corporation,
Tamil Nadu Electricity Board,
800, Mount Road, Chennai.

7. The Superintending Engineer,
Tamil Nadu Generation of Electricity
& Distribution Corporation,
Tamil Nadu Electricity Board,
Erode, Erode District.

8. The New Tiruppur Area Development
Corporation Ltd.,
Rep. by its Director,
34, Rasi Towers,
Kumaranandapuram, Tirupur - 641 602.

.. Respondents

PRAYER: The Writ Petition has been filed Under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus to call for the records relating to the impugned orders dated 19.10.2020 made in (a) Na.Ka.No.151/Dt Collector/2020 and (b) Lr.No.199/AD/file11/Erode/2020 passed by the respondents 4 and 5 respectively, quash the same and consequently, direct the respondents 1 to 7 to permit the petitioner to purchase water from the 8th respondent for carrying on the packaged drinking water unit namely M/s.Vijaya Shiva Mineral Aqua Farm at No.26, Parayankattuvalasu, Pasuvapatti Post, Chennimalai Block, Chennimalai, Perundurai Taluk, Erode - 638 051 by considering his representation dated 19.10.2020.

For Petitioner : Mr.N.Manoharan

For Respondents

1 to 5

: Mr.R.S.Selvam

Government Advocate

O R D E R

The present Writ Petition has been filed for the issuance of a Writ of Certiorarified Mandamus to call for the records relating to the impugned orders dated 19.10.2020 made in (a) Na.Ka.No.151/Dt Collector/2020 and (b) Lr.No.199/AD/file11/Erode/2020 passed by the respondents 4 and 5 respectively, quash the same and consequently, direct the respondents 1 to 7 to permit the petitioner to purchase water from the 8th respondent for carrying on the packaged drinking water unit namely M/s.Vijaya Shiva Mineral Aqua Farm at No.26, Parayankattuvalasu, Pasuvapatti Post, Chennimalai Block, Chennimalai, Perundurai Taluk, Erode - 638 051 by considering his representation dated 19.10.2020.

2. Today when the matter is taken up for hearing, the learned Government Advocate has produced a proceedings in Na.Ka.No.151/Dt.Collector/2020, dated 16.12.2020, and an

affidavit, of the District Collector, Erode. In the said proceedings, it is stated that the application of the petitioner has been considered and permission has been granted and the name of the petitioner finds place at Serial Number: 4. The said permission is granted subject to the conditions that have been stated in the said order.

3. In view of paragraph No.3 of the affidavit, and the proceedings of the District Collector, Erode, dated 16.12.2020, the impugned orders dated 19.10.2020 made in (a) Na.Ka.No.151/Dt.Collector/2020 and (b) Lr.No.199/AD/file11/ Erode/ 2020 passed by respondent Nos. 4 and 5 respectively, are set aside and the present Writ Petition is disposed of. There shall be no order as to costs. Consequently, the connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

1. The Secretary to Government,
Public Works Department,
Secretariat, Chennai.
2. The Chief Engineer, WRD,
State Surface Water Resources,
Data Centre, Public Works Department,
Taramani, Chennai - 600 113.
3. The District Level Monitoring Committee,
Rep. by its Chairman,
Collectorate, Erode - 638 011.
4. The District Collector,
Collectorate, Erode - 638 011,
Erode District.
5. The Assistant Director,
(Geology), Ground Water Sub Division,
Erode - 638 002.

6. The Chairman,
Tamil Nadu Generation of Electricity
& Distribution Corporation,
Tamil Nadu Electricity Board,
800, Mount Road, Chennai.
7. The Superintending Engineer,
Tamil Nadu Generation of Electricity
& Distribution Corporation,
Tamil Nadu Electricity Board,
Erode, Erode District.
8. The Director,
New Tiruppur Area Development Corporation Ltd.,
34, Rasi Towers,
Kumaranandapuram, Tirupur - 641 602.

+1cc to Mr. N.Manokaran, Advocate, S.R.No. 42216

W.P.No.16544 of 2020 and
W.M.P.Nos.20527 and 20529 of 2020

PP(CO)
GN(19/01/2021)



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